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Whereas, Sri Duvvuru Sudhakar Reddy worked as Village Revenue Officer, Anikepalli Revenue Village, Venkatachalasatram Mandal, S.P.S.R. Nellore District from 08-02-2007 to 29-05-2009 and by virtue of the post held by him, he falls under the category of "Public Servant" as defined under clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2) And whereas, Sri Yeluru Suresh, S/o. Sri Kistaiah, aged 24 years, Golagamudi Village, Venkatachalasatram Mandal, S.P.S.R.Nellore District is the complainant herein;

P.T.O.

Accordingly, Sri Yeluru Suresh met Sri D.Sudhakar Reddy at his residence situated at Vedayapalem of Nellore town at about 10:00 A.M. on 25-05-2009 and requested Sri D.Sudhakar Reddy for releasing of his tipper. Sri D.Sudhakar Reddy, Village Revenue Officer (Accused Officer-2) told Sri Yeluru Suresh that he seized the tipper on the instructions of Sri Rachuru Sivaram Prasad, Mandal Revenue Inspector (Accused Officer-1 in this case) and that in order to release the tipper, lot of money has to be spent and informed him that the matter has to be discussed with Sri R.Sivarama Prasad (Accused Officer-1) and asked Sri Yeluru Suresh to come and meet him on 27-05-2009 at 09:00 A.M. at his residence. Accordingly, Sri Yeluru Suresh met Sri D.Sudhakar Reddy, Village Revenue Officer at his residence at 09:00 A.M. on 27-05-2009. Sri D.Sudhakar Reddy, Village Revenue Officer (Accused Officer-2) contacted Sri R.Sivarama Prasad, Mandal Revenue Inspector (Accused Officer-1) over phone and informed him that Sri Yeluru Suresh came to his house and asked Sri R.Sivarama Prasad to come to his house for discussing the matter and settling the tipper issue. After half-an-hour, Sri R.Sivarama Prasad, Mandal Revenue Inspector (Accused Officer-1) came to the house of Sri D.Sudhakar Reddy, Village Revenue Officer (Accused Officer-2) and they both discussed with each other and Sri D.Sudhakar Reddy demanded bribe of Rs.40,000/- from Sri Yeluru Suresh in order to release the seized tipper. Sri Yeluru Suresh told Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer that he can not afford to pay that much of an amount and questioned them how can they ask that much of amount when the tipper was hired by the farmer for leveling his fields. Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer threatened Sri Yeluru Suresh that if he does not meet their demand, they would book a case against him and send the tipper to the Court. Sri Yeluru Suresh requested Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer that he can not afford to pay that much of amount and that the owner of the tipper will not pay him any money and upon persistent requests made by Sri Yeluru Suresh, Sri R.Sivarama Prasad, Mandal Revenue Inspector reduced the bribe amount to Rs.30,000/- and when Sri Yeluru Suresh expressed his inability to pay that much of amount, Sri R.Sivarama Prasad, Mandal Revenue Inspector finally reduced the bribe amount to Rs.20,000/-. Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer told Sri Yeluru Suresh that they would release the tipper only if the demanded bribe amount of Rs.20,000/- was paid to them. Sri Yeluru Suresh had no other go to accept to pay the bribe amount as demanded by Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer and told them that he was not having any money with him at present. Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer told Sri Yeluru Suresh to secure the amount and to call them and they would inform Sri Yeluru Suresh where to meet them and to pay the bribe amount and that the tipper would be released soon after payment of the

demanded bribe amount. Sri Yeluru Suresh, though not willing to pay bribe, had no other go and agreed to pay the bribe amount as demanded by Sri R.Sivarama Prasad, Mandal Revenue Inspector and Sri D.Sudhakar Reddy, Village Revenue Officer;

4) And whereas, Sri Yeluru Suresh, S/o. Sri Kistaiah aged 24 years, Golagamudi Village, Venkatachalasatram Mandal, S.P.S.R.Nellore District, who was not willing to pay the bribe to Sri Rachuru Sivarama Prasad, Mandal Revenue Inspector, Office of the Tahasildar, Venkatachalasatram Mandal, S.P.S.R.Nellore District and Sri Duvvuru Sudhakar Reddy, Village Revenue Officer, Anikepalli Revenue Village, Venkatachalasatram Mandal, S.P.S.R. Nellore District approached the Deputy Superintendent of Police, Anti-Corruption Bureau, Nellore and gave a report. The Deputy Superintendent of Police, Anti-Corruption Bureau, Nellore registered a case in Cr.No.10/RCT-NLR/2009, after due verification;

5) And whereas, it is further alleged that on 29-05-2009 after completion of the pre-trap proceedings, the Deputy Superintendent of Police, Anti-Corruption Bureau, Nellore along with his staff, two mediators and Sri Yeluru Suresh left the Anti-Corruption Bureau Office, Nellore in Government vehicles and reached Kamakshi Street Centre, Ranganayakulupet, Nellore Town. Sri Yeluru Suresh left the vehicle and he went to the house of Sri R.Sivarama Prasad, Mandal Revenue Inspector and met Sri R.Sivarama Prasad in his house and on seeing him Sri R.Sivarama Prasad, Mandal Revenue Inspector took him to the Car Shed situated adjacent to his house and asked him whether he brought the demanded bribe amount and Sri Yeluru Suresh replied positively and requested him to release the tipper for which Sri R. Sivarama Prasad, Mandal Revenue Inspector told him that he was busy with District Selection Committee examinations duty and he would see that the tipper was released on the next day. Sri R.Sivarama Prasad, Mandal Revenue Inspector demanded him for bribe amount and on that, he took out the tainted currency notes from his shirt pocket and on seeing it, Sri R.Sivarama Prasad, Mandal Revenue Inspector took out one paper from his shirt pocket and gave it to him and told him to keep the amount in it and pack the same and accordingly. Sri Yeluru Suresh kept the amount in the paper given by Sri R.Sivarama Prasad, Mandal Revenue Inspector, packed the amount in that paper and gave it to Sri R.Sivarama Prasad, Mandal Revenue Inspector. Sri R.Sivarama Prasad, Mandal Revenue Inspector received the said packet with his right hand, kept the same in his shirt pocket and told Sri Yeluru Suresh to meet him in the house of Sri D.Sudhakar Reddy, Village Revenue Officer on 30-05-2009 at 09:00 A.M. and he would see that the tipper would be released and on that Sri Yeluru Suresh came to the entrance gate of the car shed and gave the pre-arranged signal. At about 07:40 hrs signal was received from Sri Yeluru Suresh and immediately, the Deputy Superintendent of Police, Anti-Corruption Bureau along with the trap team went towards the house of Sri R.Sivarama Prasad, Village Revenue Officer. The Deputy Superintendent

of Police, Anti-Corruption Bureau instructed Sri Yeluru Suresh to stay there until he was called in. Sri R.Sivarama Prasad, Mandal Revenue Inspector was found coming towards the entrance gate of the car shed from the car shed premises and on seeing the Anti-Corruption Bureau team, he took out all the things his shirt pocket and threw towards the North-East corner of the compound wall of the car shed, near to the entrance gate. The Deputy Superintendent of Police, Anti-Corruption Bureau, Nellore got prepared sodium carbonate solution in two glass tumblers and subjected the both hand fingers of Sri R.Sivarama Prasad, Mandal Revenue Inspector to the chemical test and the same yielded negative result. The Deputy Superintendent of Police, Anti-Corruption Bureau picked up the packet and one black colored cell phone from the North-East corner of the said car shed. Sri R.Sivarama Prasad, Mandal Revenue Inspector told the Deputy Superintendent of Police, Anti-Corruption Bureau that the cell phone was his and that on seeing the Anti-Corruption Bureau team, he threw out all his belonging from his shirt pocket and with them his cell phone was also threw out. The Deputy Superintendent of Police, Anti-Corruption Bureau gave the cell phone to Sri R.Sivarama Prasad, Mandal Revenue Inspector and opened the packet in which a bunch of currency notes were found in a paper. On the instructions of the Deputy Superintendent of Police, Anti-Corruption Bureau, the 2nd mediator counted the currency notes and compared the numbers and found tallied with that of the numbers of the currency notes noted in Mediator's Report-1. The Deputy Superintendent of Police, Anti-Corruption Bureau seized the amount of Rs.20,000/-. The paper in which the above currency notes were found verified and it was the proceedings of the District Collector & Chairmen, District Selection Committee-2008, Sri Potti Sriramulu Nellore District vide Rc.No.2520/A1 (DEO)/2008, Dated: 24-05-2009 in which Sri R.Sivarama Prasad, Mandal Revenue Inspector was appointed as Invigilator at Sri Chaitanya Junior College, Ramalingapuram, Nellore for DSC-TRT-2008 to be held on 29-05-2009 and 31-05-2009. The Deputy Superintendent of Police, Anti-Corruption Bureau got prepared Sodium Carbonate Solution in a clean glass tumbler and got conducted chemical test on the typed portion of the said proceedings with the help of cotton swab and the colour less solution turned into thick pink colour. The Deputy Superintendent of Police, Anti-Corruption Bureau seized the proceedings of the District Collector, S.P.S.R.Nellore District in Rc.No.2520/ A1(DEO)/2008, Dated:24-05-2009 and arrested Sri R.Sivarama Prasad, Mandal Revenue Inspector at 12:15 hrs on 29-05-2009 after informing him the grounds for his arrest. The Deputy Superintendent of Police, Anti-Corruption Bureau visited the house of Sri D.Sudhakar Reddy, Village Revenue Officer (Accused Officer-2) at Vedayapalem, Nellore Town and arrested him at 13:30 hrs on 29-05-2009 after explaining him the grounds of his arrest and seized a letter given by Sri D.Sudhakar Reddy, Village Revenue Officer to the Station House Officer, Venkatachalasatram Police Station, General Diary and Sentry Relief book for the purpose of investigation. The above proceedings were reduced into writing in the form of Mediator's Report No.2 in detail;

6) And whereas, the acts of Sri Duvvuru Sudhakar Reddy, Village Revenue Officer, Anikepalli Revenue Village, Venkatachalasatram Mandal, S.P.S.R.Nellore District (Accused Officer-2) constitute offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) read-with section 34 of the Indian Penal Code, 1860;

7) And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri Duvvuru Sudhakar Reddy, Village Revenue Officer, Anikepalli Revenue Village, Venkatachalasatram Mandal, S.P.S.R.Nellore District (Accused Officer-2) from service, after fully and carefully examining the material viz., copy of First Information Report, Mediator's Reports-1 & 2, Final Report, gist of statements of witnesses and other material placed before them, in respect of the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Duvvuru Sudhakar Reddy, Village Revenue Officer, Anikepalli Revenue Village, Venkatachalasatram Mandal, S.P.S.R.Nellore District (Accused Officer-2) should be prosecuted in a court of law, for the said offences;

8) Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and section 197 of the Code of Criminal Procedure, 1973, the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Duvvuru Sudhakar Reddy, Village Revenue Officer, Anikepalli Revenue Village, Venkatachalasatram Mandal, S.P.S.R.Nellore District (Accused Officer-2) for the offences punishable under section 7 and sub-section (2) of section 13 read-with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) read-with section 34 of the Indian Panel Code, 1860 and for any other cognate offences punishable under any other provisions of law for the time being in force, in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.